IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

THURSDAY, THE 31ST MAY 2007 / 10TH JYAISHTA 1929

WP(C).No. 28623 of 2006(G)

PETITIONERS:

1. M.P.VARGHESE, S/O.M.V.POULOSE,
   AGED 39 YEARS, DEMONSTRATOR,
   THIAGARAJAR POLYTECHNICS, P.O.ALAGAPPA NAGAR, THRISSUR.

2. M.J.DAVIS, S/O.M.A. JACOB, AGED 42 YEARS, TRADE INSTRUCTOR,
   THIAGARAJAR POLYTECHNICS, P.O.ALAGAPPA NAGAR, THRISSUR.

BY ADV. SRI.V.A.MUHAMMED
SRI.K.E.HAMZA

RESPONDENTS:

1. THE STATE OF KERALA REPRESENTED BY THE
   SECRETARY TO GOVERNMENT, TECHNICAL EDUCATION
   DEPARTMENT, SECRETARIAT, TRIVANDRUM.

2. THE DIRECTOR OF TECHNICAL EDUCATION,
   TRIVANDRUM.

3. THE REGIONAL DIRECTOR OF TECHNICAL
   EDUCATION, KOTHAMANGALAM.

4. THE MANAGER, THIAGARAJAR POLYTECHNICS,
   P.O.ALAGAPPA NAGAR, THRISSUR.

5. SRI.C.J.GEORGE, TRADE INSTRUCTOR, THIAGARAJAR POLYTECHNICS,
   P.O.ALAGAPPA NAGAR, THRISSUR.

6. SRI.POLY G.MECHERI,
   TRADE INSTRUCTOR, THIAGARAJAR POLYTECHNICS,
   P.O.ALAGAPPA NAGAR, THRISSUR.

BY GOVERNMENT PLEADER SRI.T.T.MUHAMOOD

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 31/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

Ext.P1: True copy of the order No.DPI/1291/2001 of the 3rd respondent.

Ext.P2: True copy of the order No.DPI/335/97(7) of the 1st petitioner..

Ext.P2(a): True copy of the order no.DPI/335/97(8) of the 2nd petitioner.

Ext.P3: True copy of the merit certificate issued by the Principal to the 1st petitioner.

Ext.P4: True copy of the order No.DPI/4015/2000 of the 3rd respondent.

// True copy //

P.A. to Judge

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A.K.BASHEER, J.

W.P.(C)No.28623 OF 2006

Dated this the 31st day of May, 2007

JUDGMENT

Grievance of the petitioners is that the order of promotion granted in their favour was reversed and they were reverted without affording them an opportunity to be heard. Learned Government Pleader submits that the impugned order had to be passed since the promotees in whose vacancies the petitioners had been promoted, were reverted. It was only a chain reaction.

2. Having heard learned counsel for the petitioners and the learned Government Pleader, I am satisfied that the writ petition can be disposed of with an appropriate direction to the 3rd respondent.

3. In the above facts and circumstances, writ petition is disposed of with a direction to respondent No.3 to reconsider the matter strictly on its merit and in accordance with law as expeditiously as possible, at any rate, within one month from today. Needless to mention that petitioner shall be afforded

sufficient opportunity to be heard before any decision is taken in the matter. Till such time a decision is taken, status quo as on today shall be maintained. Petitioner shall produce a copy of the writ petition along with a certified copy of the judgment before respondent no.2 for compliance.

Writ petition is disposed of as above.

A.K.BASHEER, JUDGE

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